

## Message Text

LIMITED OFFICIAL USE

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43

ACTION EB-11

INFO OCT-01 EUR-25 IO-13 ADP-00 AGR-20 CEA-02 CIAE-00

COME-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-03 RSC-01 AID-20 CIEP-02 SS-15

STR-08 TAR-02 TRSE-00 USIA-15 PRS-01 OMB-01 RSR-01

AF-10 ARA-16 EA-11 NEA-10 /230 W

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R 151103Z AUG 73

FM USMISSION GENEVA

TO SECSTATE WASHDC 1189

INFO AMEMBASSY STOCKHOLM

LIMITED OFFICIAL USE GENEVA 4366

E.O. 11652: N/A

TAGS: ETRD, GATT, SW

SUBJ: SWEDISH ARTICLE XXVIII: 4 RENEGOTIATIONS

REF: STATE 160738

1. INASMUCH AS WE NOTIFIED SWEDEN AND GATT SEC IN WRITING  
MID-MAY PER STATE 091305 THAT WE CLAIM ONLY SUBSTANTIAL  
SUPPLIER INTEREST IN THIS KR CONCESSION, MISSION SUGGESTS  
LEGAL BASIS FOR UPGRADING OUR CLAIM TO RIGHT OF NEGOTIATION  
(RATHER THAN CONSULTATION) WOULD BE STRONGER IN GATT TERMS  
IF WE CLAIM RIGHT OF PRINCIPAL SUPPLIER RATHER THAN INR.  
SINCE THERE WERE NO INRS IN KR, US CLAIM OF INR WOULD  
PRESUMABLY HAVE TO BE BASED ON KR INTERPRETATIVE DECISION  
(L/2867); LATTER, HOWEVER, SPECIFIES INR HOLDER SHALL BE  
THE CP WITH PRINCIPAL SUPPLYING INTEREST IN "THE PRODUCT".  
MISSION BELIEVES OUR GATT CASE WOULD BE STRONGER IF WE  
ADVANCED ESSENCE OF ARGUMENTATION US PUT FORWARD DURING  
24:6 NEGOTIATIONS WITH EC THIS SPRING, NAMELY THAT THE  
ONLY REASONABLE INTERPRETATION OF "PRINCIPAL SUPPLYING  
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INTEREST" AS USED IN ARTICLE XXVIII:1 IS THE CP WITH

INTEREST IN "THE CONCESSION" PROPOSED FOR WITHDRAWAL,  
AN INTERPRETATION SUPPORTED BY PARA 6 OF AD  
ARTICLE XXVIII.

2. IF WE CLAIM INR IN THIS KR CONCESSION, WE THINK  
SWEDES COULD ARGUE WITH SOME FORCE THAT AGREED KR  
INTERPRETATION GIVES THIS RIGHT TO UK WHICH IS STILL THE  
PRINCIPAL SUPPLIER OF "THE PRODUCT".

3. REQUEST INSTRUCTIONS.

BASSIN

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 15 AUG 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** smithrj  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973GENEVA04366  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** GENEVA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730837/aaaabawo.tel  
**Line Count:** 73  
**Locator:** TEXT ON-LINE  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 160738  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** smithrj  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 02 OCT 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <02-Oct-2001 by eisnerah>; APPROVED <27-Nov-2001 by smithrj>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SWEDISH ARTICLE XXVIII: 4 RENEGOTIATIONS  
**TAGS:** ETRD, SW, GATT  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005